



Bonnie D. Shealy

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(803) 779-8900

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October 28, 2011

## VIA ELECTRONIC FILING

Jocelyn Boyd, Chief Clerk of the Commission Public Service Commission of South Carolina PO Drawer 11649 Columbia, SC 29211

> **Covad Communications Company** Case No. 2011-387-C

Dear Ms. Boyd:

We are filing herewith the Affidavits of Publication from the following newspapers:

- 1. Greenville, The Greenville News;
- 2. Columbia, The State; and
- 3. Charleston, The Post and Courier.

If you have any questions, please have someone on your staff contact me.

Very truly yours,

ROBINSON, McFadden & Moore, P.C.

Bonnie D. Shealy

BDS/tch

**Enclosures** 

Katherine K. Mudge, Director - State Affairs & ILEC Relations CC:



## **Legal Advertising**

Date: 10/11/2011

Name:

ROBINSON MCFADDEN MOORE

Mullenao

Address:

PO BOX 944

COLUMBIA

SC 2920209

Ad No: 4711506

Class: 0008 Legal Notices (News)

Rate: Legal Rates

**Publish Dates:** 

Wednesday, October 5, 2011

Lines: 212

## **Affidavit of Publication**

I, Susan F. Mullinax, being the Legal Advertising Agent for *The Greenville News*, do hereby testify that the attached legal ad was published on 212 lines as set forth above, in The Greenville News beginning on 10/5/2011 and ending on 10/5/2011

Susan F. Mullinax

Legal Advertising Agent

Carlotta G. Bell

Notary Public for the State of South Carolina

letta S. Bell

My Commission Expires July 22, 2020

Post Office Box 4688 Greenville, SC 29602
Phone: 864.298.4100



305 South Main Street \* Greenville, SC 29601 Toll Free: 1.800.800.5116

Ad Text:

4711506PUBLIC SERVICECOMMISSION OF SOUTH CAROLINA CLERK'S OFFICE NOTICE OFFILING ANDHEARING DOCKET NO. 2011-387-C Joint Application of DSL net Communications, LLC and DIECACommunications, Inc.d/b/a Covad Commu-nications Company for Approval of Pro FormaIntra-Corporate Trans-actions DSLnet Communica-tions, LLC ("DSLnet") and DIECA Communications, Inc. d/b/a CovadCommunications Com-pany ("DIECA" and to-gether with DSLnet. the"Applicants"), has filed a Joint Application with the Public Service Com-mission of South Caroli-na ("Commission"), pursuant to S.C. CodeAnn. § 58-9-310 request-ing authority to the ex-tent required, forDSLnet to merge intoDIECA, and for the Ap-plicants' unregulatedaffiliate MegaPath, Inc.("MegaPath"), and Cov-ad CommunicationsCompany ("CCC"), andDSLnet Communications VA, Inc. (DSLnet-VA"), (collectively, the "MegaPath Group") tomerge into DIECA with DIECA surviving (the"Transactions"). TheTransactions are beingundertaken merely asan internal pro formareorganization of the companies into DIECAin order to streamlineoperations under a sin-gle "MegaPath"branded company com-bining the individualoperations of the vari-ous affiliated entities. As a result of the Trans-fer, DSLnet's, DSLnet-VA's, MegaPath's, and CCC's customers and the assets to support the provision of serv-ices to those customers will be transferred toDIECA, which will be-come the service pro-vider for those custom-ers. According to the Joint Application, therates, terms or conditions of the services be-ing received by cus-tomers will not changeas a result of the as-signment, thus, the pro-posed Transactions willbe virtually transparent to customers of DSLnetin terms of the servicesthat those customersreceive. DSLnet re-quests that its Certifi-cate and tariffs becancelled upon notifi-cation by Applicantsthat the Transactionswere completed. A copy of the Compa-ny's application can befound on the Commis-sion's website atwww.psc.sc.gov underDocket No. 2011-387-C. Additionally, a copy of the application is avail-able from the Compa-ny's representativeBonnie D. Shealy, Es-quire, Robinson, McFadden & Moore, P.C., Post Office Box 944, Columbia, SC29202. PLEASE TAKE NOTICEthat a hearing on theabove matter has been scheduled to begin onMonday, December 05,2011, at 11:30 a.m., be-fore a Hearing Examin-er in the Commission's Hearing Room at 101Executive Center Drive, Saluda Building, Colum-bia, South Carolina 29210. Any person who wishesto participate in thismatter as a party of re-cord with the right ofcross-examination, should file a Petition to Intervene in accordance with the Com-mission's Rules of Practice

and Procedure onor before October 28,2011, and indicate theamount of time re-quired to address the Commission. For thereceipt of future Com-mission correspon-dence, please includean email address in the Petition to Intervene. Please refer to Docket No. 2011-387-C. Any person who wishesto testify and presentevidence at the hearingshould notify, in writ-ing, the Commission; the Office of RegulatoryStaff at 1401 MainStreet, Suite 900, Co-lumbia, South Carolina29201; and the Company's representative at the above address, onor before October 28,2011, and indicate theamount of time re-quired to address the Commission. Pleaserefer to Docket No.2011-387-C. Any person who wishesto be notified of anychange in the hearing, but does not wish topresent testimony orbe a party of record, may do so by notifyingthe Commission, inwriting, at the addressbelow on or before Oc-tober 28, 2011. Pleaserefer to Docket No.2011-387-C. PLEASE TAKE NOTICE that any person whowishes to have his orner comments considered as part of the offi-cial record of this pro-ceeding MUST presentsuch comments in per-son to the Commissionduring the hearing. Persons seeking infor-mation about the Com-mission's procedures should contact the Commission at (803)896-5100 or visit itswebsite atwww.psc.sc.gov. Public ServiceCommission of South Carolina Attention: Clerk's Office Post Office Drawer11649Columbia, SC 292119/27/11

### THANK YOU FOR YOUR ADVERTISEMENT!

If I can be of further assistance, please call: 864-298-4100

PUBLIC SERVICE
COMMISSION.
SOUTH CAROLINA
CLERKS OFFICE

NOTICE OF
FILING AND
HEARING
DECKET NO
2011-387-C
Joint Application of DSLnet Communications line
db/a Covad Communications. Lic and DIECA
Communications in the public of the service of Service Commission of South Carolina (Commission). Lic Service Commission of South Carolina (Commission). Dieca, and for the extent cauted, to the extent required, to address. The commission of the companies and the companies of the various poprations of the vari

tomers of DSLnet in terms of the services that those customers receive DSLnet requests that its commission expires Certificate and tariffs be cancelled upon notification by Applicants that the Transactions were the Transactions were completed. A copy of the Company's application can be found on the Commission's

website www.psc.sc.gov under Docket No. 2011-387-C. Docket No. 2011-387-C. Additionally, a copy of the application is available from the Company's representative Bonnie D. Shealy, Esquire, Robinson, McFadden & Moore, P.C., Post Office Box 944, Columbia, SC 29202.

PLEASE TAKE NOTICE that a hearing on the above matter has been

THE STATE MEDIA CO., INC. Columbia, South Carolina publisher of

The State

AROLINA

ND

efore me, Emily Fernandez, Project & Support Supervisor akes oath that the advertisement.

earing - Docket 2011-387-C - DSLnet Communications

STATE, a daily newspaper of general circulation published in State and County aforesaid, in the issue(s) of

orn to before me

October 12, 2011

**Notary Public** 

"Errors- the liability of the publisher on account of errors in or omissions from any advertisement will in no way exceed the amount of the charge for the space occupied by the item in error, and then only for the first incorrect insertion."

# The Post and Courier

## 134 Columbus St., Charleston, SC 29403

	Classified Ad to publish in	Post and Courier, Post & Courier Web  * One affidavit of publication will be provided. Additional affidavits will have a charge of \$10.00 per affidavit. (effective October 1, 2011)				
Customer Name ROBINSON, MCFADDEN & MOORE						
Order	618476		Class	955	Lines	186.0
Account	107217		Start Date	10/05/2011	Payments	\$0.00
Name	WILLIAMS, ANGIE L.		Stop Date	10/05/2011	Total Price	\$371.28
Phone	(803) 779-8900		Insertions	2	Ad Rep	Ginger Harley

PURI IC SERVICE COMMISSION OF SOUTH CAROLINA

CLERK'S OFFICE

## NOTICE OF FILING AND HEARING DOCKET NO. 2011-387-C

Docket Summary:
Joint Application of DSLnet
Communications, LLC and
DIECA Communications,
Inc. d/b/a Covad Communications Company for
Approval of Pro Forma
Intra-Corporate
artions

DSLnet Communications, LLC ("DSLnet") and DIECA Communications (nc. d/b/a Covad Communications, Inc. d/b/a Covad Communications (manufacture) has filed a Joint Application with the Public Service Commission of South Carolina ("Commission"), pursuant to S.C. Code Ann. § 58-9 310 requesting authority to the extent required, for DSLnet to merge into DIECA, and for the Applicants' unregulated affiliate MegaPath ("Communications Company ("CCC"), and DSLnet Communications Company ("CCC"), and DSLnet Communications VA, Inc. (DSLnet-VA"), (collective-IV, the "MegaPath Group") to merge into DIECA with DIECA surviving (the "Transactions"). The middle of the Communication of the Communication of the companies into DIECA in order to streamline operations under a single "MegaPath" branded company combining the individual operations of the various affiliated entities. As a result of the Transfer, DSLnet's, DS L n et - V A's MegaPath's, and CCC's customers and the assets to support the provision of services to those customers will be transferred to DIECA, which will become the service provider for those customers will be transferred to DIECA, which will become the services being received by customers will not change as a result of the assignment, thus, the proposed Transactions will be virtually transparent to a virtually and the same tr be virtually transparent to customers of DSLnet in terms of the services that

those customers receive

DSLnet requests that its Certificate and tariffs be cancelled upon notification by Applicants that the Transactions were completed.

A copy of the Company's application can be found on the Commission's website at www.psc.sc.gov under Docket No. 2011-387-C. Additionally, a copy of the application is available from the Company's representative Bonnie D. Shealy, Esquire, Robinson, McFadden & Moore, P.C., Post Office Box 944, Columbia, SC 29202.

PLEASE TAKE NOTICE PLEASE TAKE NOTICE
that a hearing on the above
matter has been scheduled
to begin on Monday,
December 05, 2011, at
11:30 a.m., before a
Hearing Examiner in the
Commission's Hearing
Room at 101 Executive
Center Drive, Saluda
Building, Columbia, South
Carolina 29210.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before October 28, 2011, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. Please refer to Docket No. 2011-387-C. Any person who wishes to

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before address, on or before October 28, 2011, and indicate the amount of time required to address the Commission. Please refer to Docket No. 2011-387-C.

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before **October 28, 2011.** Please refer to **Docket No.** 

2011-387-C

PLEASE TAKE NOTICE that any person who wish-es to have his or her com-ments considered as part of the official record of this proceeding MUST present such comments in person to the Commission during the hearing

Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at www.psc.sc.gov. AD# 618476

Legal (843) 937-5504 Fax: (843) 937-5473 www.postandcourier.com